

RECEIVED

http://neo/cgi-bin/expo/SubInfo/su. %2F02+with+3+CD%27s&Phone_Num=opie

JUL 09 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

BJW

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231
www.uspto.gov

| Application Number | Filing Date | First Named Applicant | Atty. Docket No. |
|--------------------|-------------|-----------------------|------------------|
| 09/940,316 | 08/27/2001 | Reeves, Christopher | 300622002611 |

25225

MORRISON & FOERSTER LLP
 3811 VALLEY CENTRE DRIVE
 SUITE 500
 SAN DIEGO CA 92130-2332

DOCKETED Resp. DueREMINDER: 7/12/02DUE DATE: 7/16/02FINAL DUE DATE: 7/16/02

Title: Polynucleotides encoding the fkbA gene of the FK-520 polyketide synthase gene cluster

Date Mailed: 07/02/2002

Request for Substitute Papers

The papers filed on 03/05/02 (certificate of mailing dated 02/19/02 with 3 CD's) are no longer in condition to become part of the permanent records of the United States Patent and Trademark Office (USPTO) for this application (37 CFR 1.52(a)) due to the United States Postal Service sanitization process.

The USPTO requests that applicant provide a copy of the above-identified papers (except for any U.S. or foreign patent documents submitted with the above-identified papers) with a statement that such copy is a complete and accurate copy of the above-identified papers (signing and returning a copy of this notice will provide such a statement). The reply to this letter should be submitted to the USPTO by facsimile at the number indicated 703-746-9195.

Alternatively, the reply to this letter may be hand-carried to the Customer Service Window located in Room 1B03 of Crystal Plaza Building 2, Arlington, Virginia, 22202.

The USPTO strongly prefers that the reply to this letter be submitted by facsimile. However, if applicant cannot submit the reply to this letter by facsimile (or hand-delivery), the reply may be mailed to: Box Duplicate OIPE, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202-2327.

This letter is not a notice under 37 CFR 1.251. However, failure to timely replay to this notice within two (2) weeks of the date of receipt of this letter may result in the USPTO issuing a notice under 37 CFR 1.251. A copy of this notice should be included with the reply.

The enclosed papers are a complete and accurate copy of the above-identified papers.

Name: Brenda J. Wallach Registration No.: 45,193

Signature: Brenda J. Wallach Date: 7/17/02